

## Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 047672

73

ORIGIN L-02

INFO OCT-01 EUR-12 ISO-00 SCA-01 JUSE-00 /016 R

DRAFTED BY L/SCA:HRGAITHER:EDD

APPROVED BY L/M:KEMALMBORG

EUR/WE - MRS. K. SHIRLEY

JUSTICE - MR. J. MURPHY (INFO)

L/T - MR. M. MCQUADE

----- 010624

R 041344Z MAR 75

FM SECSTATE WASHDC

TO AMEMBASSY THE HAGUE

LIMITED OFFICIAL USE STATE 047672

E.O. 11652: N/A

TAGS: PFOR, NL

SUBJECT: EXTRADITION TREATY NEGOTIATIONS.

REF: THE HAGUE 844

1. APPRECIATE EMBASSY'S SUGGESTED APPROACH CONTAINED REF-TEL. APPROACH IS ONE THAT HAS MERIT AND HAS BEEN CONSIDERED BY USG. IT IS DEPARTMENT'S VIEW THAT ELIMINATION OF LIST OF OFFENSES AND INSERTION OF GENERAL PHRASE OUTLINED PARA. 2 REFTEL IS, ON BALANCE, NOT ADVISABLE FROM POLITICAL OR ADMINISTRATIVE POINT OF VIEW.

2. DEPARTMENT MUST TAKE INTO ACCOUNT FACT THAT EACH PROVISION NEGOTIATED INTO AN EXTRADITION TREATY LIKELY TO BE REQUESTED FOR INCLUSION DURING SUBSEQUENT NEGOTIATIONS. WHILE POLITICAL DIFFICULTY SUCH CLAUSE MIGHT BE MINIMAL OR NON-EXISTENT WITH NETHERLANDS, THAT NOT SO WITH ALL STATES. THUS LIMITED LIST WITH OFFENSES SPECIFIED IS THOUGHT PREFERABLE. ADMINISTRATIVE DIFFICULTIES ADMINISTERING SUCH A TREATY ALSO A FACTOR -- ESPECIALLY WITH STATE REQUESTS AND  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 047672

NEED SPECIFY PECULIAR REQUIREMENTS IN U.S. FEDERAL CRIMINAL

CODES, E.G., TRANSPORTATION REQUIREMENT.

3. RE ACCOMPLISHING CHANGE OF TREATY BY EXCHANGE OF NOTES, WE REGRET THIS NOT POSSIBLE UNDER U.S. LAW. TREATY AMENDMENTS MUST BE SUBMITTED TO SENATE FOR ADVICE AND CONSENT ABSENT EXPLICIT POWER IN TREATY AUTHORIZING THE CHANGE CONTEMPLATED.

4. DEPARTMENT AGREES WITH EMBASSY ASSESSMENT THAT PROTOCOL IS NOW ONLY FEASIBLE APPROACH TO RESOLVE ISSUE OF NEGOTIATION OF TREATY ON EXTRADITION. IN VIEW OF ABOVE, HOWEVER, WE WILL REQUIRE FORMAL PROTOCOL, A TEXT OF WHICH WILL NOW BE POUCHED TO EMBASSY.

5. AT ITS DISCRETION, EMBASSY MAY CONVEY ANY OR ALL OF ABOVE TO GON. KISSINGER

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** EXTRADITION, AGREEMENTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 04 MAR 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** greeneet  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975STATE047672  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** HRGAITHER:EDD  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750076-0054  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1975/newtext/t19750384/aaaacxnb.tel  
**Line Count:** 77  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 THE HAGUE 844  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** greeneet  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 09 JUN 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <09 JUN 2003 by KelleyW0>; APPROVED <15 OCT 2003 by greeneet>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
05 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** EXTRADITION TREATY NEGOTIATIONS.  
**TAGS:** PFOR, NL  
**To:** THE HAGUE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006